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By: Jessica G. Bower
Jessica G. Bower

Date: October 7, 2009

PATENT
DOCKET NO.: 1182-70

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT : BAIN ET AL.
SERIAL NO. : 10/580,086
FILED : MAY 15, 2007
TITLE : MATTRESS PROTECTION
EXAMINER : JONATHAN LIU
ART UNIT NO. : 3673

RESPONSE TO INTERVIEW SUMMARY

Commissioner for Patents
U.S. Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the Interview Summary dated September 28, 2009, the following sets forth the substance of the Interview between the undersigned Attorney and Examiner Liu.

Applicant's attorney telephoned the Examiner to discuss the possibility of filing a Change of Correspondence Address to the undersigned attorneys prior to recording a

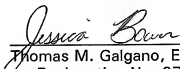
new Power of Attorney because of the difficulty in obtaining a Power of Attorney from the inventors due to the fact that two inventors are deceased and one may be difficult to locate. It was also discussed whether a Power of Attorney could be filed by the assignee of the application prior to recording the Assignment with the United States Patent and Trademark Office, even though the Assignment had been executed.

The Examiner indicated that a Power of Attorney must be filed before a Change of Correspondence Address as he did not believe it would be accepted by the USPTO until such was filed. The Examiner also indicated that an Assignment to the assignee must be recorded with the USPTO before filing a Power of Attorney from the assignee for it to be accepted.

Accordingly, an early and favorable action on the merits of the application is earnestly solicited.

Respectfully submitted,

BAIN, ET AL.



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